



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Gert **BLANKENSTEIN et al.**

Serial No: 10/706,028

Conf. No. 6198

Art Unit: 1743

Filed: November 13, 2003

Title: **DEVICE FOR THE STEPWISE TRANSPORTATION
OF LIQUID USING CAPILLARY FORCES**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Assistant Commissioner for Patents Washington, D.C. 20231 on

May 3, 2004

By:

VINCENT L. RAMIK #5/3/04

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**CORRECTION OF ERROR IN SMALL ENTITY
STATUS PURSUANT TO 37 CFR § 1.28(c)**

Sir:

The undersigned, on behalf of applicants, request that the above-identified patent application be accorded "Large Entity Status" based upon the following facts:

1. The above-identified application was forwarded to the undersigned by a letter dated November 3, 2003 in which the forwarding associate requested the office of the undersigned to take the necessary steps for filing the application on a priority basis. The latter letter included all necessary documents and the statement: "Applicant qualifies as small entity status."

Adjustment date: 05/06/2004 BABRAHA1
11/17/2003 SZEWBIE1 00000005 10706028
01 FC:2001 -385.00 DP

05/06/2004 BABRAHA1 00000069 10706028

01 FC:1001

770.00 DP

2. The application was filed accompanied by forms PTO/SB/05 and PTO/SB/17 in which small entity status was claimed . The calculated fee of \$385.00 was submitted with the application (along with an additional \$40 for the assignment recordal).
3. On April 26, 2004 the same associate wrote the undersigned and stated that "we have learned from our clients that they do **not qualify as small entity.**"

The undersigned confirms on behalf of the forwarding associate abroad that the establishment of the small entity status of the present application was done in good faith, the small entity fee was paid in good faith and it was only later discovered after the filing of the application that the status as a small entity was established in error.

Payment is made herewith in the sum of \$385.00 which is the "deficiency owed" calculated as follows:

| | |
|--------------------|-----------------|
| Current Fee Amount | \$770.00 |
| Original Fee Paid | <u>\$385.00</u> |
| Total Deficiency | \$385.00 |

The "Current Fee Amount" is based on \$770.00 large entity base filing.

In accordance with the foregoing, the undersigned is believed to have fully complied with the requirements of 37 CFR § 1.28 and pursuant thereto, the Office is requested to excuse the error of applicants in establishing small entity status.

It is believed that the check enclosed covers the fees required. However, if this belief is in error, please charge any additional government fees to the account of the undersigned, 50-1716.

In view of the foregoing, the granting of large entity status to the above-captioned application is respectfully requested.

Very respectfully,

DILLER, RAMIK & WIGHT

By: 

Vincent L. Ramik, Reg. 20,663

7345 McWhorter Place; Suite 101
Annandale, Virginia 22003

(703) 642-5705 - telephone
(703) 642-2117 - fax

Attachment: check